IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 5388 of 1995

For Approval and Signature:

HON'BLE MR.JUSTICE P.B.MAJMUDAR

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

JAGRUTI P PATEL

Versus

STATE OF GUJARAT

Appearance:

1. Special Civil Application No. 5388 of 1995

MR AD DESAI for Petitioner No. 1

MS MANISHA LAVKUMAR, AGP for Respondent No. 1

MR AMIT M PANCHAL for Respondent No. 2

CORAM : HON'BLE MR.JUSTICE P.B.MAJMUDAR

Date of decision: 28/04/2005

ORAL JUDGEMENT

Mr. Desai, learned advocate for the petitioner

states that this petition was filed praying for a direction to the respondents to cancel the merit list and to prepare a fresh merit list and give appointment to the petitioner on the post of Primary Teacher.

Mr. Desai further states that looking to the fact that more than 10 years have elapsed, the prayer made in the petition has become infructuous, as according to him, now it is not possible to get the relief as prayed for, after such a long time, and the petition, therefore, has become infructuous. He further submitted that inspite of writing letters repeatedly, the petitioner is not giving any instructions.

In the circumstances, Mr. Desai seeks permission to withdraw this petition, as this petition has become infructuous.

Permission granted. This petition is disposed of as withdrawn as having become infructuous. Liberty to apply in the case of difficulty. Rule is discharged. No order as to costs.

mathew [P.B.MAJMUDAR, J.]